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11 Attorneys for Defendant  
12 GENERAL NUTRITION CORPORATION

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15

16 CHARLES BREWER, individually and on  
behalf of all other similarly situated current and  
17 former employees of Defendant,

18 Plaintiff(s),

19 v.

20 GENERAL NUTRITION CORPORATION,  
a Pennsylvania corporation,

21 Defendant.  
22

CASE NO. 11-CV-03587-YGR

**JOINT STIPULATION EXTENDING  
DEADLINES FOR (1) PLAINTIFFS TO  
FILE CLASS CERTIFICATION MOTION  
AND (2) DEFENDANT TO FILE  
DECERTIFICATION MOTION;  
~~PROPOSED~~ ORDER**

ENTERED AS MODIFIED BY THE COURT

1 The parties to this action, through their respective counsel of record, stipulate as follows,  
2 subject to the Court's approval:

3 1. The Court had previously set a deadline of January 16, 2014, for Plaintiffs to file  
4 their motion for class certification of California claims.

5 2. The Court had previously set a deadline of February 25, 2014 for Defendant to file  
6 its motion for decertification of federal claims.

7 3. The parties have been, and are currently, engaged in discovery into the propriety of  
8 class certification of California claims in this matter. The parties are presently undertaking  
9 scheduling and completion of noticed 30(b)(6) depositions. The holiday season, extended witness  
10 vacations, and extreme weather conditions has made scheduling these depositions difficult. The  
11 parties have scheduled one of the depositions for January 16, 2014. The parties are in the process  
12 of scheduling the second 30(b)(6) witness deposition, which is expected to take place in last week  
13 of January or first week of February 2014.

14 4. The parties have also been, and are currently, engaged in discovery into the  
15 propriety of class decertification of the Federal claims in this matter. Defendant intends to  
16 notice and take the depositions of FLSA opt ins.

17 5. The parties request a one month extension of time for Plaintiffs to file their motion  
18 for class certification of California claims from January 16, 2014, to February 17, 2014, so that the  
19 parties may schedule and complete the noticed 30(b)(6) deposition(s).

20 6. The parties request a one month extension of time for Defendant to file its motion  
21 for decertification of federal claims from February 25, 2014, to March 25, 2014, so that the parties  
22 can meet and confer regarding the scope of opt in depositions and so Defendant may notice and  
23 complete the depositions.

24 7. The parties have not previously requested an extension of time for Plaintiffs to file  
25 their motion for class certification of California claims or for Defendant to file its motion for  
26 decertification of federal claims.

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3 WHEREFORE, it is stipulated that the deadline for Plaintiffs to file their motion for class  
4 certification of California claims shall be February 17, 2014, and the deadline for Defendant to file  
5 its motion for decertification of federal claims shall be March 25, 2014.

6 Dated: January 7, 2014

MCGUIREWOODS LLP

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By: /s/ Susan L. Germaise

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Susan L. Germaise

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Attorneys for Defendant

GENERAL NUTRITION CORPORATION

10 Dated: January 7, 2014

HOFFMAN EMPLOYMENT LAWYERS, LLP

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By: /s/ Michael R. Hoffman

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Michael R. Hoffman

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Attorneys for Plaintiff

CHARLES BREWER

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~~PROPOSED~~ ORDER

Having reviewed the stipulation of the parties and good cause appearing, Plaintiffs' deadline for filing their motion for class certification of California claims is hereby set to ~~February~~ January 30, 2014, and Defendant's deadline for filing its motion for decertification of federal claims is hereby set to March 25, 2014.

AS MODIFIED BY THE COURT,  
PURSUANT TO STIPULATION, IT IS SO ORDERED.

Date: Jan. 9, 2014

  
Hon. Yvonne Gonzalez Rogers  
District Court Judge